

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

The Honorable Gordon G. Cooper

Case No. 2015-CP-42-2482

ATCF REO HOLDINGS LLC,

Respondent,

v.

James K. Hazel, Jr., Prime Asset Fund III, LLC, John Doe and Mary Roe, representing all unknown persons having or claiming to have any right, title, or interest in or to, or lien upon, the real estate described as 517 Wildwood Drive, Spartanburg County, SC, their heirs and assigns, and all other persons, firms, or corporations entitled to claim under, by or through the above-named Defendant(s), and all other persons or entities unknown claiming any right, title, interest, estate in, or lien upon, the real estate described as 517 Wildwood Drive, Spartanburg County, SC, Defendants,

Of whom James K. Hazel, Jr. is the

Appellant.

**DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL OF
RESPONDENT ATCF REO HOLDINGS LLC**

In addition to those materials previously designated by the Appellant, Respondent ATCF REO HOLDINGS LLC ("ATCF") proposes the following matter to be included in the Record on Appeal:

1. Tax Deed
2. Affidavit of Service as to Hazel
3. Motion for Enlargement of Time
4. Consent to Motion for Enlargement of Time

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5. Order denying Motion to Dismiss
6. Affidavit of Default and Motion for Order of Default
7. Motion for Mandatory Order of Reference
8. Notice of Hearing
9. Response in Opposition to Motion for Jury Trial
10. Transcript of Hearing dated April 12, 2016
11. Amended Notice of Appeal

I certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,



HAYNSWORTH SINKLER BOYD, PA

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Attorneys for the Respondent

August 17, 2016

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Of whom James K. Hazel, Jr. is the

Appellant.

PROOF OF SERVICE

I certify that I have served **Respondent ATCF REO HOLDINGS LLC's Initial Brief and Designation of Matter to be Included in the Record on Appeal** upon Appellant by mailing a copy of the same via United States Mail, First Class postage prepaid, on August 17, 2016, to the following:

James K. Hazel, Jr.
517 Wildwood Drive
Spartanburg, SC 29306

(Signature Page Follows)

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A. P. Barnes III

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August 17, 2016

HAND DELIVERED

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

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SC Court of Appeals

RE: *ATCF REO HOLDINGS LLC vs. James K. Hazel, Jr., et al.*
Case No. 2015-CP-42-2482
Appellate Case No. 2016-001014
HSB File No. 34209.0091

Dear Ms. Kitchings:

Enclosed herewith for filing is an original and one (1) copy each of the *Initial Brief of Respondent ATCF REO HOLDINGS LLC*, and *Designation of Matter to be Included in the Record on Appeal* regarding the above-referenced case together with a Proof of Service. Please file the originals and return a clocked copy to me via my courier.

Very truly yours,

HAYNSWORTH SINKLER BOYD, P.A.



A. Parker Barnes III

APBIII/cw
Enclosures

cc: James K. Hazel, Jr.
Prime Asset Fund III, LLC